

15541 U.S. PTO
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By:

Nancy Foster
Nancy Foster

PATENT

Customer Number 22,852

Attorney Docket No. 8702.0018-08000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Prior Application Art Unit: 1652

Prior Application Examiner: T. Saidha

SIR: This is a request for filing a Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 09/927,180, filed August 9, 2001, of Simon JONES et al., for CALCIUM INDEPENDENT CYTOSOLIC PHOSPHOLIPASE A₂/B ENZYMES.

1. ☒ Enclosed is a complete copy of the prior U.S. Application Serial No. 08/555,568, as originally filed on November 8, 1995, which is a parent of U.S. Application No. 09/927,180, filed August 9, 2001. On information and belief, I hereby verify that the attached papers are a true copy of prior application Serial No. 08/555,568, as originally filed on November 8, 1995, of the Declaration and Power of Attorney filed November 8, 1995, and of the Sequence Listing pages 33 to 59, which were filed November 8, 1995.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
4. ☐ Cancel Claims [Text].
5. ☒ A Preliminary Amendment is enclosed.

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6. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee					\$750	\$ 750.00
	Number of Claims		Basic	Extra Claims		
Total Claims	27	-	20	7	x \$18	\$126.00
Independent Claims	5	-	3	2	x \$84	\$168.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 1,044.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 1,044.00

7. ☒ Please DO NOT charge the filing fee to Deposit Account No. 06-0916.
8. ☒ A check in the amount of \$1,044.00 to cover the filing fee is enclosed.
9. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
10. ☒ Amend the specification at page 1, line 5, by inserting:

--This application is a divisional of U.S. Application Serial No. 09/927,180, filed August 9, 2001, which is a continuation of application Serial No. 09/519,223, filed March 6, 2000, now U.S. Patent 6,274,140, which is a continuation of application Serial No. 09/149,988, filed September 9, 1998, now abandoned, which is a divisional of application Serial No. 08/555,568, filed November 8, 1995, now U.S. Patent No. 5,976,854, which is a continuation-in-part of application Serial No. 08/281,193, filed July 27, 1994, now U.S. Patent No. 5,466,595, which is a continuation-in-part of application Serial No. 08/422,106, filed April 14, 1995, now U.S. Patent No. 5,589,170, which is a continuation-in-part of application Serial No. 08/422,420, filed April 14, 1995, now U.S. Patent No. 5,554,511. U.S. Application Serial No. 08/555,568 is being relied upon and is incorporated herein by reference.--

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11. ☒ Since applicants intend the present divisional application to have the same disclosure as parent application Serial No. 08/555,568, that application has been incorporated by reference into this application in an abundance of caution in the event that any of the disclosure of Serial No. 08/555,568 is inadvertently omitted in this submission. That incorporation by reference should not necessitate a new oath or declaration, since the declaration (a copy of which is enclosed) already was executed for the disclosure of Serial No. 08/555,568.
12. ☐ New formal drawings are enclosed.
13. ☒ The prior application is assigned of record to: Genetics Institute, LLC.
14. ☐ Priority of application Serial No. [Text], filed on [Text] in [Country] is claimed under 35 U.S.C. § 119. A certified copy
☐ is enclosed or ☐ is on file in the prior application.
15. ☐ A verified statement claiming small entity status
☐ is enclosed or ☐ is on file in the prior application.
16. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Heffer, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738;

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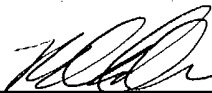
17. ☐ The power appears in the original declaration of the prior application.
18. ☒ Since the power does not appear in the original declaration, a copy of the Revocation of Power of Attorney And Grant of New Power of Attorney in the prior application is enclosed.
19. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**
20. ☒ Recognize as associate agent Rebecca B. Scarr, Reg. No. 47,057
21. ☐ Also enclosed is _____

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, Serial No. 09/927,180, filed August 9, 2001, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested,

such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 1, 2003

By:  reg no. 47,057
for Jean B. Fordis
Reg. No. 32,984

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